



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Akiko SAITO, et al.

SERIAL NUMBER: 10/718,518

ATTN: APPLICATION BRANCH

FILING DATE: November 24, 2003

FOR: MAGNETIC MATERIAL

FILING OF DECLARATION UNDER 37 CFR 1.53(f)

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the notification dated March 15, 2004, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a second copy of the Rule 63 Declaration, the first copy of which was originally filed with the application on November 24, 2003. The second copy more clearly shows the signature of the second inventor. As both copies of the Declaration are copies from the parent application 10/098,568, filed March 18, 2002, we submit that the fee for late filing of the Declaration is not required.

The Commissioner; however, is hereby authorized to charge fees for the papers being filed herewith and for which no check is enclosed to Deposit Account No. 15-0030, if a fee is deemed necessary. A duplicate copy of this paper is enclosed.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

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DECLARATION FOR PATENT APPLICATION

01S0887

As a below named inventor, I declare:
that I verily believe myself to be the original, first and sole (if only one individual inventor is listed below) or an original, first and joint inventor (if more than one individual inventor is listed below) of the invention in



The specification of which is attached hereto unless the following box is checked.

was filed on March 18, 2002 as United States Application or PCT International Application No. 10/098,568, and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information of which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application filed on or before [REDACTED]

(D) of any foreign application(s) for patent or inventor's certificate; or 35
35 U. S. C. 365(a) of any PCT International application which contains

U.S.C. 35 (a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

<u>Country</u>	<u>Category</u>	<u>Application No.</u>	<u>Filing Date</u>	<u>Priority Claim</u>
Japan	Patent	2001-090953	March 27, 2001	Yes

I hereby appoint the registrants of Oblon, Spivak, McClelland, Maier & Neustadt, P.C., Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202, Customer No. 22850, or any one of them. Send correspondence to Oblon, Spivak, McClelland, Maier & Neustadt, P.C., Fourth Floor, 1755 Jefferson Davis Highway, Arlington, Virginia 22202. Telephone No. (703) 413-3000.

I declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.



01S0887

DECLARATION FOR PATENT APPLICATION

I declare further that my mailing address is at c/o Intellectual Property Division, KABUSHIKI KAISHA TOSHIBA, 1-1 Shibaura 1-chome, Minato-ku, Tokyo 105-8001, Japan; and that my citizenship and residence are as stated below next to my name:

Inventor: (Signature)

Date

Residence

Date: APR. 19.2002

Akiko Saito

Akiko Saito

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Date: APR. 19.2002

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